IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA
C.W.P. No: 1235 of 2001

Judgment reserved on:19.6.2007

Date of decision: 19.7.2007

State of H.P. and others **Petitioners**

Versus

Babu Ram **Respondent**

Coram

The Hon'ble Mr. Justice Deepak Gupta, J

The Hon'ble Mr. Justice V.K.Ahuja, J.

Whether approved for reporting?[1]

Mr.M.S.Chandel, Advocate General with Mr. R.M.Bisht, Deputy Advocate General, for the petitioners.

Mr. Ashwani Kumar Sharma, counsel for the respondent.

Per Deepak Gupta, J.

This writ petition is being disposed of in light of the decision of date rendered in CWP No. 180 of 2001.

The employee was initially engaged on daily rated basis on 1.9.1983 and was regularized w.e.f. 1.1.1994. He retired from service on 31.3.1998. He has thus completed 10 years and 4 months service on daily wages and 4 years, 3 months service on regular basis. If 50% of the service rendered by him on daily wages, i.e. 5 years, 2 months and his regular service of 4 years, 3

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[1] ***Whether the reporters of the local papers may be allowed to see the Judgment?***

months are added, the total qualifying service is 9 years and 5 months. The employee is, therefore, not entitled to pension. The writ petition is allowed and the order of the learned Tribunal is set aside. No costs.

(Deepak Gupta),J.

July 19, 2007(K) (V.K.Ahuja), J.